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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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MAR 30 2010

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COMMISSIONERS

KRISTIN K. MAYES, Chairman  
GARY PIERCE  
PAUL NEWMAN  
SANDRA D. KENNEDY  
BOB STUMP

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AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
SULPHUR SPRINGS VALLEY ELECTRIC  
COOPERATIVE, INC. FOR A HEARING TO  
DETERMINE THE FAIR VALUE OF ITS  
PROPERTY FOR RATEMAKING PURPOSES, TO  
FIX A JUST AND REASONABLE RETURN  
THEREON, TO APPROVE RATES DESIGNED TO  
DEVELOP SUCH RETURN AND FOR RELATED  
APPROVALS.

DOCKET NO. E-01575A-08-0328

IN THE MATTER OF THE APPLICATION OF  
SULPHUR SPRINGS VALLEY ELECTRIC  
COOPERATIVE, INC. FOR AN ORDER  
INSTITUTING A MORATORIUM ON THE NEW  
CONNECTIONS TO THE V-7 FEEDER LINE  
SERVING THE AREAS OF WHETSTONE, RAIN  
VALLEY, ELGIN, CANELO, SONOITA, AND  
PATAGONIA, ARIZONA.

DOCKET NO. E-01575A-09-0453

PROCEDURAL ORDER

**BY THE COMMISSION:**

On January 14, 2010, Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC" or "Cooperative") filed with the Arizona Corporation Commission ("Commission") a Petition to Amend Decision No. 71274 Pursuant to A.R.S. §40-252 and for Related Authorization ("§40-252 Petition") in Docket No. E-01575A-08-0328. At a Special Open Meeting of the Commission held on February 3, 2010, the Commission passed a Motion to grant the § 40-252 Petition, and directed the Hearing Division to schedule an expedited hearing on the request. The hearing on the § 40-252 Petition commenced on March 24, 2010, and continued through March 26, 2010.

By Procedural Order dated February 11, 2010, a schedule and guidelines were set for the hearing on the Cooperative's pending Application for Rehearing and Reconsideration of Decision No. 71274 pursuant to A.R.S. § 40-253 ("§ 40-253 Application"), and its request for a Moratorium on new hook-ups ("Moratorium Application"). At that time, a hearing was set to commence on July 7,

1 2010.<sup>1</sup>

2 Depending on the Commission resolution of the § 40-252 Petition to Amend, the hearing on  
3 the § 40-253 and Moratorium Applications may be rendered unnecessary. If the Commission does  
4 not grant the § 40-252 relief being sought, a hearing on the § 40-253 and Moratorium Applications  
5 will likely be required; however, it would be burdensome and inefficient to require the parties to  
6 prepare for the latter proceeding until the Commission has issued a Decision on the § 40-252 Petition.  
7 The issue was discussed at the conclusion of the hearing on the § 40-252 Petition, and the parties  
8 (who are identical in the two matters) agreed that the schedule in the § 40-253 and Moratorium  
9 Applications proceeding should be stayed. Because SSVEC has already mailed notice of the July  
10 hearing to its members, the first day of the hearing (July 7, 2010) will be utilized for the purpose of  
11 taking public comment, if necessary. If needed, the hearing will be rescheduled by subsequent  
12 Procedural Order.

13 IT IS THEREFORE ORDERED that the **procedural schedule** in the § 40-253 and  
14 Moratorium Applications, as established in the February 11, 2010 Procedural Order, **is suspended**  
15 **and the pre-hearing and hearing dates continued indefinitely pending a future Order.**

16 IT IS FURTHER ORDERED that **Public Comment** related to the § 40-253 and Moratorium  
17 Applications shall commence on **July 7, 2010 at 10:00 a.m.**, or as soon thereafter as is practical, at  
18 the Commission's Tucson offices, 400 West Congress, Room 222, Tucson, Arizona.

19 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
20 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

21 DATED this 29<sup>th</sup> day of March, 2010.

22  
23   
24 JANE L. RODDA  
25 ADMINISTRATIVE LAW JUDGE

26 <sup>1</sup> On September 18, 2009, SSVEC filed with the Commission an Application to implement a moratorium on new and  
27 expanded service connections that would be serviced by the existing V-7 Feeder Line within the Affected Areas. On  
28 September 28, 2008, SSVEC filed an Application for Rehearing and Reconsideration of Decision No. 71274 pursuant to  
A.R.S. § 40-253. At a Special Open Meeting on October 13, 2009, the Commission voted to grant SSVEC's A.R.S. § 40-  
253 Application for Rehearing and Reconsideration of Commission Decision No. 71274.

Copies of the foregoing mailed  
this 29<sup>th</sup> day of March, 2010 to:

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